

# Exhibit E

1 Esther Avraham

2  
3 UNITED STATES DISTRICT COURT  
4 EASTERN DISTRICT OF NEW YORK

5 COURTNEY LINDE, et al.

6 Plaintiffs,

7 -against-

8 ARAB BANK, PLC

9 Defendant/Third-Party Plaintiff,

10 -against-

11 BANK HAPOALIM, et al.

12 -----

13 Deposition of:

14 Esther Avraham

15 taken at:

16 Dan Tel Aviv Hotel

17 Tel Aviv

18 Israel

19 on October 24th 2007  
20 commencing at 9:00 a.m.

1 Esther Avraham  
2 -----:  
3 PHILIP LITTLE, et al. :  
4 Plaintiffs, :  
5 :  
6 -against- :Case No.  
7 ARAB BANK, PLC :CV 04 5449(NG)(VVP)  
8 Defendant/Third-Party Plaintiff, :  
9 :  
10 -against- :  
11 BANK HAPOALIM, et al. :  
12 -----:  
13 ORAN ALMOG, et al. :  
14 Plaintiffs, :  
15 :  
16 -against- :Case No.  
17 ARAB BANK, PLC :CV 04 5564(NG)(VVP)  
18 Defendant/Third-Party Plaintiff, :  
19 :  
20 -against- :  
21 BANK HAPOALIM, et al. :  
22 Third-Party Defendants. :  
23  
24  
25

1 Esther Avraham  
2 -----:  
3 ROBERT L. COULTER, SR., :  
4 FOR THE ESTATE OF JANIS RUTH :  
5 COULTER, et al. :  
6 Plaintiffs, :  
7 :  
8 :  
9 -against- :Case No.  
10 :CV 05 365(NG)(VVP)  
11 :  
12 ARAB BANK, PLC :  
13 :  
14 Defendant/Third-Party Plaintiff, :  
15 :  
16 :  
17 -against- :  
18 :  
19 BANK HAPOALIM, et al. :  
20 :  
21 -----:  
22 GILA AFRIAT-KURTZER, et al. :  
23 :  
24 Plaintiffs, :  
25 :  
-against- :Case No.  
:CV 05 388(NG)(VVP)  
:ARAB BANK, PLC :  
:Defendant/Third-Party Plaintiff, :  
:-against- :  
:BANK HAPOALIM, et al. :  
:Third-Party Defendants. :  
:

1 Esther Avraham  
2 :  
3 MICHAEL BENNETT, et al. :  
4 Plaintiffs, :  
5 -against- :Case No.  
6 :CV 05 3183(NG)(VVP)  
7 ARAB BANK, PLC :  
8 Defendant/Third-Party Plaintiff, :  
9 -against- :  
10 BANK HAPOALIM, et al. :  
11 :  
12 \_\_\_\_\_ :  
13 ARNOLD ROTH, :  
14 Plaintiffs, :  
15 -against- :Case No.  
16 :CV 05 3738(NG)(VVP)  
17 ARAB BANK, PLC :  
18 Defendant/Third-Party Plaintiff, :  
19 -against- :  
20 BANK HAPOALIM, et al. :  
21 Third-Party Defendants. :  
22 \_\_\_\_\_ :  
23  
24  
25

Esther Avraham	:
STEWART WEISS AND SUSAN WEISS, et al.	:
	:
Plaintiffs,	:
	:
	:
-against-	:Case No.
	:CV 06 1623(NG)(VVP)
	:
ARAB BANK, PLC	:
	:
Defendant/Third-Party Plaintiff,	:
	:
-against-	:
	:
	:
BANK HAPOALIM, et al.	:
	:
Third-Party Defendants.	:
<hr/>	
	:
JOSEPH JESNER, et al.	:
	:
Plaintiffs,	:
	:
	:
-against-	:Case No.
	:CV 06 3869(NG)(VVP)
	:
ARAB BANK, PLC	:
	:
Defendant/Third-Party Plaintiff,	:
	:
-against-	:
	:
	:
BANK HAPOALIM, et al.	:
	:
Third-Party Defendants.	:

1 Esther Avraham

2 A T T E N D A N C E S

3  
4 Appearing on behalf of the Plaintiffs:

5 Mr. John Eubanks

MOTLEY RICE LLC

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Telephone: 843 216 9214

8 E-mail: jeubanks@motleyrice.com

9  
10 Appearing on behalf of Arab Bank:

11 Mr. James Reardon

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12 125 West 55th Street

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13 Telephone: 212 424 8569

E-mail jreardon dl.com

14  
15  
16 Also Present:

17  
18 RANAE BUTLER

19 RUCHI AVITAL - INTERPRETER

20 VARDA YAARI - INTERPRETER

21 KAY HENDRICK - COURT REPORTER

Esther Avraham

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1 Esther Avraham

2 Wednesday, 24th October 2007

3 Interpreters sworn.

4 ESTHER AVRAHAM

5 having been duly affirmed,

6 testified as follows:

7 Examined by Mr Reardon

8 Q. Good morning, Miss Avraham.

9 A. Good morning.

10 Q. Do you speak any English?

11 A. A little.

12 Q. So we have the Court Reporter here and  
13 obviously I will speak in English and the Court Reporter  
14 will translate to Hebrew.

15 We are here in the case of Almog versus Arab Bank  
16 pending in the Eastern District Court in Brooklyn, New York  
17 before Judge Gershone. My name is Jim Reardon and I am with  
18 the firm of Dewey & LeBoeff and I would ask that the other  
19 Counsel and assistant to counsel make their appearances now?

20 MR KAPLAN: John Eubanks from the law firm Motley  
21 Rice on behalf of the plaintiff.

22 MS BUTLER: Ranae Butler, Mann & Mairone.

23 MR REARDON: Miss Avraham, as you can see the  
24 Court Reporter is taking down my questions. She will be  
25 also taking down your answers so the answers need to be

1 Esther Avraham

2 verbal, not nods of the head as we might do in regular  
3 conversation. If you need to take a break at any point in  
4 time let me know and you can take a break as long as there  
5 is not a question pending.

6 A. Okay.

7 Q. And if you don't hear a question or don't  
8 understand a question just ask me to repeat it or rephrase  
9 it otherwise we will presume that you understand the  
10 question. Can you please state your full name please?

11 A. Esther Avraham.

12 Q. When were you born and how old are you?

13 A. I was born on March 6th 1977 and I am 30 and  
14 a half years old.

15 Q. And where were you born?

16 A. In Israel.

17 Q. Where in Israel?

18 A. In Bat Yam.

19 Q. Where is that in relation to?

20 A. Twenty minutes south of Tel Aviv.

21 Q. What citizenships, if any, do you have  
22 besides Israel?

23 A. I have none.

24 Q. Where did you go to school in Israel?

25 A. In Bat Yam.

1 Esther Avraham

2 Q. Did you finish high school in Bat Yam?

3 A. Yes, I did.

4 Q. And did you continue your education beyond  
5 high school?

6 A. No.

7 Q. Where do you live now?

8 A. In Rehovot.

9 Q. Where did you live in March 2004?

10 A. Ashdod.

11 Q. Do you have any other homes or residences in  
12 Israel besides Rehovot today?

13 A. I have a home in Ashdod.

14 Q. Sorry. What year did you complete high  
15 school?

16 A. In 1996.

17 Q. Did you begin working after high school?

18 A. No.

19 Q. What did you do after high school?

20 A. I waited to be enlisted in the army.

21 Q. Were you ultimately enlisted in the army?

22 A. Yes.

23 Q. What was your length of service in the army?

24 A. A year and seven months.

25 Q. What timeframe was that year and seven

1 Esther Avraham

2 months?

3 A. I didn't understand the question.

4 Q. What were the years, what year did you start  
5 in the military and when did it end?

6 A. From 1996 to 1998.

7 Q. Are you in the Reserves today?

8 A. No.

9 Q. A year and seven months, is that a regular  
10 length for someone who enlists?

11 A. Yes.

12 Q. What was your rank in the military?

13 A. I was a sergeant.

14 Q. What generally were your duties in the  
15 military?

16 A. I was a technical clerk.

17 Q. Where did you complete your service?

18 A. I don't understand.

19 Q. What location, what city or town?

20 A. Zrifin.

21 Q. How do you spell that?

22 A. Z-R-I-F-I-N.

23 Q. Where is Zrifin?

24 A. Ramle.

25 Q. What did you do after your service -- let me

1 Esther Avraham

2 go back and ask a follow-up question. Was your service in  
3 the Army or Air Force, or what branch of the military were  
4 you in?

5 A. Munitions, Ordinance.

6 Q. Is Ordinance different from the Army or Air  
7 Force, I don't understand?

8 A. It is a different area.

9 Q. It has its own branch separate from the Army  
10 or Air Force?

11 A. No, it is not a separate branch.

12 Q. Okay. Is it part of the Army then, is  
13 Munitions part of the Army?

14 A. Yes.

15 Q. What did you do after completing your service  
16 in Munitions?

17 A. I began to work.

18 Q. Where did you begin to work?

19 A. In an insurance company.

20 Q. What was the insurance company?

21 A. REA Israeli Insurance Company.

22 Q. Is that a private company or a government  
23 insurance company?

24 A. Private company.

25 Q. How long did you work at REA?

1 Esther Avraham

2 A. Five years.

3 Q. So did you work from approximately 1998 to  
4 2003?

5 A. Exactly.

6 Q. Did you take any employment after 2003?

7 A. Yes.

8 Q. What was your next job?

9 A. An insurance agency in Ashdod.

10 Q. What is the name of that insurance agency?

11 A. I can't recall.

12 Q. How long did you work there?

13 A. A half year.

14 Q. Did you work there up until the time of your  
15 husband's death?

16 A. No.

17 Q. When did you stop working at the insurance  
18 agency?

19 A. About a year before he was killed.

20 Q. Did you take another job after this insurance  
21 agency?

22 A. No.

23 Q. What were you doing in the approximately one  
24 year between your work at this insurance agency and the time  
25 of your husband's death?

1 Esther Avraham

2 A. We were getting ready to marry, more or less.  
3 That was most of our occupation.

4 Q. What date were you married?

5 A. November 4th 2003.

6 Q. What is your husband's name?

7 A. Avi Avraham.

8 Q. Have you remarried?

9 A. No.

10 Q. Have you resumed dating or seeing other  
11 people?

12 A. Yes.

13 Q. Do you live by yourself or do you live with  
14 someone else?

15 A. I live alone.

16 Q. Are you working today?

17 A. Yes.

18 Q. Where do you work?

19 A. A machining company.

20 Q. Do you know the name of that company?

21 A. R Mechanics.

22 Q. Where is that?

23 A. In Rehovot.

24 Q. Was that your first job since you left the  
25 insurance agency in 2004?

1 Esther Avraham

2 A. No.

3 Q. What was the first job after you left the  
4 insurance agency in 2004?

5 A. A different insurance agency in Ashdod.

6 Q. Do you remember the name of that agency?

7 A. No, it was just for a brief time.

8 Q. Then was R Mechanics the very next job after  
9 this insurance agency that you worked for for a brief time?

10 A. No, I worked in another place.

11 Q. Okay. What was this other place?

12 A. An importer of toys in Ashdod.

13 Q. Was this job at the importer of toys the job  
14 that immediately preceded your job at R Mechanics?

15 A. Yes.

16 Q. What date approximately did you return to  
17 work at the insurance agency that you worked for for a brief  
18 time?

19 A. Excuse me?

20 Q. Would you like me to repeat the question?

21 I~guess I am trying to figure out when you started work at  
22 this insurance agency after the time period in which you  
23 weren't working for a while?

24 A. Two months after my husband was killed.

25 Q. What is your income today?



1 Esther Avraham

2 A. 4,000 Sheckels a month.

3 Q. What was your income in 2003 approximately?

4 A. I can't recall.

5 Q. Are you making any claim for lost income in  
6 this case?

7 A. Yes.

8 Q. How much income do you claim you lost for  
9 yourself?

10 A. I can't assess it.

11 Q. Do you have any documents or records that  
12 would help us determine any claim that you might have for  
13 lost income?

14 A. Yes.

15 Q. What are those documents?

16 A. My husband's pay slips.

17 Q. How about your own records?

18 A. Like what?

19 Q. Well, your own pay slips?

20 A. I have them.

21 Q. Let me go back. Based upon your answer that  
22 you can provide your husband's pay slips -- I am not sure we  
23 were communicating correctly on the last question. What  
24 I~meant is are you making a claim for lost income,  
25 I actually meant you personally as opposed to any claim you

1 Esther Avraham

2 might be separately making on behalf of your husband?

3 A. No. I would like a break, please?

4 MR REARDON: Sure.

5  
6 (Short adjournment)

7 A. I would like to amend my answer before.

8 Q. Sure?

9 A. To the question of whether I am claiming loss  
10 of income, yes I am claiming loss of my own income.

11 Q. For the record, that amendment came in  
12 between a break where you met with your counsel, correct?

13 A. I did meet with my lawyer but it wasn't based  
14 on that meeting that I made this change.

15 Q. What is the amount that you claim in lost  
16 income?

17 A. I can't assess it.

18 Q. I want to go through some biographical  
19 questions about your husband Avi Avraham?

20 A. Okay.

21 Q. How long did you know him before you were  
22 married?

23 A. Two years.

24 Q. What was his educational background?

25 A. He was a junior engineer.

1 Esther Avraham

2 Q. Do you know where he attended high school?

3 A. Yes.

4 Q. Where?

5 A. Eshel Hanassi Dormitory.

6 Q. Do you know where that is?

7 A. Near Bersheb.

8 Q. Did he attend college?

9 A. Yes.

10 Q. Where did he attend college?

11 A. It is a college for junior engineers, I can't  
12 recall the name.

13 Q. Did he obtain a degree?

14 A. Yes.

15 Q. What was the degree?

16 A. Electrical engineer.

17 Q. Did he have any other degrees besides the  
18 electrical engineering?

19 A. No.

20 Q. Do you know if he had any specialised  
21 training other than his education as an electrical engineer?

22 A. He had in-service training as part of his  
23 work.

24 Q. Do you know the nature of what that  
25 in-service training was?

1 Esther Avraham

2 A. No.

3 Q. What was your husband's work history from the  
4 two years that you knew him before you were married up until  
5 the time of his death?

6 A. From the day that I knew him he worked in the  
7 Port -- the day that I met him actually.

8 Q. Did he work for the same company for the  
9 entire time?

10 A. Yes.

11 Q. What was the name of the company?

12 A. The Ashdod Port.

13 Q. What was his income in 2003?

14 A. Between seven and 8,000 Sheckels.

15 Q. Is that per month?

16 A. Yes.

17 Q. Did your husband serve in the military?

18 A. Yes.

19 Q. When?

20 A. Between 1988 and 1991.

21 Q. Was he in the Army?

22 A. Yes.

23 Q. Do you know his rank?

24 A. Sergeant.

25 Q. Was he in the Reserves in 2004?

1 Esther Avraham

2 A. Yes.

3 Q. Do you know where he performed his military  
4 service while in the Reserves in 2004?

5 A. More in the territories, I can't recall the  
6 exact place.

7 Q. By the territories do you mean West Bank or  
8 Gaza?

9 MR KAPLAN: Object to the form.

10 MR REARDON: What do you mean by the territories?

11 A. Jenine.

12 Q. Do you understand the West Bank to be part of  
13 the territories?

14 A. Yes.

15 Q. Do you understand Gaza to be part of the  
16 territories?

17 A. Yes.

18 Q. Was your husband in uniform on the day of his  
19 death?

20 A. No.

21 Q. What were his duties at the Ashdod Port?

22 A. He was a crane engineer.

23 Q. Have you been to the Ashdod Port before?

24 A. Yes.

25 Q. Have you observed the Israeli military

1 Esther Avraham

2 presence there?

3 A. No.

4 Q. Does the Israeli military guard the Ashdod  
5 Port?

6 A. No.

7 Q. Do you know who guards the Ashdod Port?

8 A. A private guarding company, security company.

9 Q. Do you know the name of the company?

10 A. No.

11 Q. Have you sued that company?

12 A. The security company?

13 Q. Yes?

14 A. No.

15 Q. Do you place any responsibility on the  
16 security company for the incident that occurred in March  
17 2004 in which your husband was killed?

18 A. No.

19 Q. Why not?

20 A. Because it was the responsibility of the  
21 police and the Ashdod Port company.

22 Q. Have you sued the Ashdod Port company?

23 A. Not exactly.

24 Q. What do you mean "not exactly"?

25 A. There is a claim on behalf of all the

1 Esther Avraham

2 families that were harmed in the incident. They are suing  
3 all those that were involved in the incident. I don't know  
4 if the Port is involved.

5 Q. Are you a part of this claim?

6 A. Yes.

7 Q. What is the name of this claim?

8 A. I don't know.

9 Q. Do you have any legal papers relating to this  
10 claim?

11 A. Yes.

12 MR REARDON: We would call for the production of  
13 those papers and we will follow it up with a letter.

14 Miss Avraham, who are your lawyers in this claim?

15 A. Markman and Tumashin.

16 Q. When did you retain Markman and Tumashin?

17 A. About a year after the terror attack.

18 Q. Are there any parties you can identify as  
19 defendants in this case?

20 A. Not that I recall.

21 Q. Do you know how much money you are demanding  
22 in that case?

23 A. I haven't been told.

24 Q. Do you know how many other people or  
25 Plaintiffs in that case?

1 Esther Avraham

2 A. Seven others.

3 Q. Do you know any of these people personally?

4 A. Yes.

5 Q. What are their names?

6 A. Eti Dahan, Simol Tubol, Kinerget Abutbul,  
7 Adar Damari.

8 Q. Who else?

9 A. Mervav Hendler.

10 Q. Anyone else?

11 A. Oren Marciano.

12 Q. Anyone else?

13 A. No.

14 Q. You named six individuals, are there other  
15 people in that lawsuit but you can't remember their names?

16 A. Yes.

17 Q. Did you file that lawsuit before you became  
18 involved in this lawsuit?

19 A. They were done at the same time I think.

20 Q. Are your lawyers in that case against the  
21 Ashdod Port company the same lawyers in this case or are  
22 they different?

23 A. Different lawyers.

24 Q. How did you become involved in this case  
25 against the Ashdod Port company?



1 Esther Avraham

2 A. I heard about it from friends -- I heard  
3 about it from other people who were affected by the terror  
4 attack and I joined in the suit.

5 Q. Who told you about it?

6 A. I can't recall.

7 Q. How did you find out about this suit?

8 A. The same way, through friends.

9 Q. Do you remember what friends told you about  
10 this lawsuit?

11 A. Negba Asulin.

12 Q. Was there anyone else.

13 A. No.

14 Q. Who is Negba Asulin?

15 A. One of the widows in the terror attack.

16 Q. How did she tell you about this lawsuit?

17 A. By telephone.

18 Q. And did she call you?

19 A. Yes.

20 Q. What did she tell you about the lawsuit?

21 A. That a group was getting organised among all  
22 the families that were injured by the terror attack and that  
23 I was invited to a meeting.

24 Q. And did you attend a meeting?

25 A. Yes.

1 Esther Avraham

2 Q. How long after the phone call did you attend  
3 this meeting?

4 A. About a week.

5 Q. Where was the meeting?

6 A. In Negba's home.

7 Q. Who else was present at the meeting?

8 A. Representatives of all the families that were  
9 injured.

10 Q. Who were those representatives of families  
11 who were injured?

12 A. Negba's brother, Eti Dahan, Kinerget Abutbul,  
13 Simol Tubol and his mother. I can't recall.

14 Q. Were there others but you can't remember  
15 their names?

16 A. Yes.

17 Q. Were any of these people lawyers?

18 A. No.

19 Q. What was discussed at this meeting?

20 A. The possibility of filing a lawsuit.

21 Q. Did you say anything at this meeting?

22 A. I asked questions that pertained to the  
23 matter.

24 Q. Who did you ask questions to?

25 A. I asked the lawyer present at the meeting.

1 Esther Avraham

2 Q. Let me follow-up because I think earlier  
3 I~had asked if there were any -- well, I asked whether any  
4 of the people you named were lawyers and you said no, and  
5 now you have indicated that there was a lawyer present. Who  
6 was the lawyer present, if you recall?

7 A. What I meant is none of the representatives  
8 was a lawyer but we did meet with a lawyer, she came from  
9 the Mairone company and her name was Hila.

10 MR EUBANKS: I interject an objection so that we  
11 don't stray towards attorney/client privileged information.

12 MR REARDON: Do you know whether Hila is an  
13 attorney?

14 A. Yes.

15 MR REARDON: What questions did you ask at that  
16 meeting?

17 MR EUBANKS: Objection. I will let her answer but  
18 I believe this may be attorney/client privileged  
19 information.

20 A. I asked questions that pertained to the  
21 lawsuit, who were we suing, what were the chance, what would  
22 be the time period of that lawsuit, what would be the  
23 procedures involved.

24 MR EUBANKS: Before that there was another  
25 question I want to object to, that nothing that may

1 Esther Avraham

2 constitute attorney/client privilege here constitutes a  
3 waiver at all for the attorney/client privilege in the  
4 future.

5 MR REARDON: Do you remember who they said they  
6 were planning on suing?

7 A. The Arab Bank.

8 MR REARDON: Had you ever heard the name Arab Bank  
9 before that meeting?

10 A. No.

11 MR REARDON: Had you ever banked at Arab Bank?

12 A. No.

13 MR REARDON: What was said about your chances with  
14 Arab Bank?

15 MR EUBANKS: Objection, based on attorney/client  
16 privilege. I am going to instruct her not to answer that  
17 question.

18 MR REARDON: What was said about the procedures of  
19 the lawsuit?

20 A. I just remember I understood that it would be  
21 a very lengthy procedure. This is it more or less,  
22 generally speaking.

23 Q. And are any of those people who attended that  
24 meeting not Plaintiffs in this lawsuit?

25 A. That didn't join in the lawsuit?

1 Esther Avraham

2 Q. Yes?

3 A. I'm not sure.

4 Q. Is there anyone you know who attended that  
5 meeting who didn't join the lawsuit?

6 A. I can't recall.

7 Q. Did you bring anyone yourself, with yourself  
8 to the meeting?

9 A. Yes, my sister.

10 Q. Has she joined the lawsuit?

11 A. No.

12 Q. Was she present when these questions were  
13 posed to Hila?

14 A. Yes.

15 Q. I will ask the question again: What did you  
16 ask about Arab Bank's -- about your chances of prevailing  
17 against Arab Bank?

18 THE INTERPRETER: What did she ask?

19 MR REARDON: What did you ask Arab Bank. Let's  
20 strike that, I think there is too much confusion in that.  
21 What did you ask about Arab Bank?

22 A. I wanted to know more details about them. It  
23 was the first time I heard about them.

24 Q. What did Hila say in response to your  
25 questions?

1 Esther Avraham

2 A. She explained to me that the Bank resides in  
3 New York. Who the owners of the bank is, is also what she  
4 explained to me. What ownership it has and the monies that  
5 it transfers from where to where.

6 Q. Who did Hila say the owners were of the Bank?

7 A. I know that she said that it was owned by a  
8 Jordanian entity. I don't remember the names, I'm not sure  
9 she mentioned the names.

10 Q. Did it matter to you who owned the Bank?

11 A. No.

12 Q. Would you have sued an Israeli bank as well  
13 as a Jordanian bank?

14 A. If there was a need to, yes.

15 Q. What newspapers do you read?

16 A. Yedioth, it is a daily newspaper.

17 Q. Do you read the Jerusalem Post?

18 A. No.

19 Q. Do you read Haaretz?

20 A. No.

21 Q. Do you read anything else beside Yedioth?

22 A. No.

23 Q. Have you read in Yedioth there is an Israeli  
24 bank that has transferred funds into Gaza recently?

25 A. No.

1 Esther Avraham

2 Q. If that's true would you sue those banks?

3 A. Of course.

4 Q. So far you haven't sued those banks, correct?

5 A. No.

6 Q. The only bank being sued is a Jordanian bank?

7 A. Yes.

8 Q. What other questions did you ask at this  
9 meeting that we are talking about a few questions ago?

10 A. I don't remember, it was a long time ago.

11 Q. When was this a long time ago?

12 A. Almost three years.

13 Q. It's October 2007, so sometime in 2004?

14 A. Approximately.

15 Q. I apologise, I can't make this scroll, whose  
16 house was this meeting at?

17 A. Negba Asulin.

18 Q. Do you know if she joined this lawsuit?

19 A. I don't know.

20 Q. Do you have contact information for  
21 Miss Asulin?

22 A. Yes.

23 Q. What is that contact information?

24 A. I don't remember them by heart but I have it  
25 written somewhere.

1 Esther Avraham

2 Q. Do you have contact information for the other  
3 people who attended that meeting at Negba's house?

4 A. Not with me at the moment but I have them  
5 written somewhere.

6 MR EUBANKS: Can we go off the record for a  
7 second?

8 MR REARDON: Sure.

9 (off-the-record)

10 MR REARDON: Miss Avraham, we have been discussing  
11 this meeting that you attended at Negba's house and I have a  
12 couple more, we skipped a couple of bibliographical  
13 questions. What was your husband's birthday?

14 A. It was July 22nd 1970.

15 Q. What is your national origin?

16 A. I was born in Israel. My parents were born  
17 in Turkey.

18 Q. What was your husband's national origin?

19 A. His parents came from Egypt.

20 Q. Are you of the Jewish faith?

21 A. Yes.

22 Q. Was your husband as well?

23 A. Yes.

24 Q. Have you told me all the questions that you  
25 asked at this meeting at Negba's house?



1 Esther Avraham

2 A. All that I remember.

3 Q. Do you remember questions that other people  
4 asked at Negba's house about this lawsuit?

5 A. They were more or less similar to my  
6 questions.

7 Q. How long did the meeting last?

8 A. Between 90 minutes to two hours.

9 Q. Who else asked questions that you recall  
10 besides yourself?

11 A. All those present.

12 Q. And can you remember any of their questions?

13 A. Very vaguely, not really.

14 Q. Aside from people asking questions did Hila  
15 make a presentation at the beginning of the meeting?

16 THE INTERPRETER: You didn't mean a power point  
17 presentation?

18 MR REARDON: No.

19 A. Yes.

20 Q. What was the nature of this presentation?

21 A. It was very relaxed and calm. She explained  
22 things in a very matter of fact manner about the nature of  
23 her firm. Who they were, various technical comments, and  
24 details about where they were residing. Then she moved on  
25 and talked about the details of the lawsuit, if indeed we

1 Esther Avraham

2 decide to file a lawsuit.

3 Q. What did she say about her firm?

4 A. She said, you know, that in this firm there  
5 were a number of lawyers. Some of them were in Israel  
6 others were in different places in the world. This is it,  
7 and that they have decided to file this lawsuit against the  
8 Arab Bank, or that they were ready to represent us in our  
9 lawsuit.

10 Q. Had they already filed a lawsuit at the time  
11 that they were asking you to join this lawsuit?

12 A. I think so. I'm not sure.

13 Q. And you indicated that Hila indicated where  
14 the firm resides, what did she say about that?

15 A. She gave us the address of the firm, who  
16 headed that firm and also contacts details, info. And in  
17 case we wanted to continue to maintain contact with them.

18 Q. Were any papers circulated at the meeting?

19 A. Yes.

20 Q. What were those papers?

21 A. It was a detailed explanation of what this  
22 lawsuit was all about, against who. It was filed. This is  
23 it more or less as far as I can recall.

24 Q. Did you keep a copy of these papers?

25 A. I'm supposed to have a copy.

1 Esther Avraham

2 MR REARDON: We call for the production of those  
3 papers and will follow it with a written request?

4 MR EUBANKS: I will object to the extent that it  
5 may be a client intake form or something of that nature to  
6 initiate the lawsuit.

7 MR REARDON: Just for the record I think we have  
8 already established non clients and people who had no chance  
9 of becoming Plaintiffs in this suit were present at this  
10 meeting and if there was a waiver to any privilege evidence.

11 My next question is were there any power points or  
12 electronic presentations made to you?

13 A. No.

14 Q. Do you recall anything else Hila said  
15 about -- do you recall anything else that Hila said in this  
16 presentation to this group?

17 A. No.

18 Q. After Hila made her presentation did the  
19 people who attended the meeting remain to discuss the  
20 lawsuit?

21 MR EUBANKS: Object to form. But you can answer.

22 A. I personally left the meeting after it was  
23 finished. I went back home with my sister.

24 MR REARDON: You left immediately after Hila made  
25 her presentation and didn't stay to discuss the meeting with

1 Esther Avraham

2 anyone else?

3 A. I left immediately.

4 Q. Did you discuss the meeting with your sister  
5 on the way home?

6 A. Yes.

7 Q. What did you discuss with your sister?

8 A. We discussed the possibility of joining this  
9 lawsuit. We read the material that was handed to us and the  
10 presentation that Hila gave us. This is it, generally  
11 speaking.

12 Q. You and your sister read these materials?

13 A. Yes.

14 Q. And what is your sister's name?

15 A. Dalia Weis.

16 Q. Where does she live?

17 A. Yavne.

18 Q. I am from the United States so I have not  
19 mastered all the cities in Israel. Is that someplace  
20 located in Israel?

21 A. Yes.

22 Q. It is not for lack of trying. Did you follow  
23 it up with Hila and contact her or did she contact you?

24 A. I contacted her.

25 Q. Did you tell her you wanted to join the suit

1 Esther Avraham

2 or did you still have questions about whether to join the  
3 suit?

4 A. I still have questions but I don't remember  
5 what they were.

6 Q. What were these questions that you had?

7 MR EUBANKS: Objection, asked and answered.

8 A. I don't remember.

9 MR REARDON: How long after the meeting did you  
10 contact Hila?

11 A. About a week.

12 Q. After you asked these questions did you  
13 immediately join the lawsuit or did you wait to think about  
14 it more?

15 A. Immediately, I joined immediately.

16 Q. In between the meeting and the time that you  
17 called Hila did you do any of your own investigation into  
18 the potential for a lawsuit against the defendant in this  
19 case?

20 A. Yes.

21 Q. And what did you do?

22 A. I spoke with a number of other families who  
23 were involved, who they worked with other law firms and they  
24 filed the same lawsuit, and I ultimately chose Mann &  
25 Mairone who are representing me in this lawsuit. They are

1 Esther Avraham

2 my lawyers.

3 Q. You said at the moment they are your lawyers,  
4 are you considering changing to some other lawyers?

5 A. No.

6 Q. You said you spoke with other families in  
7 between that week, what other families did you speak with?

8 A. I spoke with family Dahan, family Asulin,  
9 family Damari and family Abutbul.

10 Q. Do you know if they all joined this lawsuit?

11 A. I'm not sure which of them.

12 Q. Did any of the families who attended that  
13 meeting tell you that they were not joining the lawsuit?

14 A. Not that I can recall.

15 Q. What other lawyers did you speak with in  
16 between the time of the meeting and the time you called  
17 Hila?

18 A. I didn't speak to any lawyers, only the  
19 families.

20 Q. Did you do any reading or anything else or  
21 did you simply speak to other families?

22 MR EUBANKS: Object to form. You can answer.

23 A. I read the page that Hila gave me and other  
24 wordings of similar lawsuits then I decided to join the  
25 lawsuit.

1 Esther Avraham

2 MR REARDON: What were the other similar lawsuits  
3 that you read about?

4 A. Similar lawsuits from other law firms.

5 Q. Did you look at the papers in these other  
6 lawsuits?

7 A. Yes.

8 Q. Do you recall the names of the papers you saw  
9 in these other lawsuits?

10 A. Of what, the names of what?

11 Q. The papers?

12 A. Various papers that provide details of the  
13 lawsuit.

14 Q. Who provided these papers about these other  
15 lawsuits to you?

16 A. Additional families that were present at the  
17 meeting.

18 Q. Do you remember which ones provided you these  
19 other papers?

20 A. Abutbul and Asulin families.

21 Q. Do you remember the names of these other  
22 lawsuits?

23 A. No.

24 Q. Do you remember whether -- do you remember  
25 whether there were defendants other than Arab Bank?

1 Esther Avraham

2 A. No, only the Arab Bank was the defendant in  
3 those lawsuits.

4 Q. Did anybody at this meeting ask why there  
5 were any other defendants or other banks to sue besides Arab  
6 Bank?

7 A. No.

8 Q. Did Hila say why they were only suing Arab  
9 Bank and not any other banks?

10 A. She said that a good reason had been found to  
11 show that they had transferred money to terrorist  
12 organisations.

13 Q. Did she tell you an amount of money that had  
14 been allegedly transferred to terrorist organisations?

15 A. Not that I can recall.

16 Q. Did she identify any particular alleged  
17 terrorist organisations that money had been transferred to  
18 allegedly?

19 A. She didn't mention names.

20 Q. Did she provide any documents identifying how  
21 they were to establish their case against Arab Bank?

22 A. She didn't show us any written document but  
23 she gave us good reason to believe that there was justify --  
24 that they had actually transferred money but she didn't show  
25 us anything in writing.



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2 Q. Did Hila identify any connection between the  
3 incident in which your husband was killed and Arab Bank at  
4 this meeting?

5 A. Not at that meeting but at a later meeting  
6 held at a later date.

7 Q. Do you have some knowledge or information  
8 about a connection between Arab Bank and your husband's  
9 death?

10 MR EUBANKS: Objection to the extent it calls for  
11 communications between attorney/client.

12 MR REARDON: I am simply asking for a yes or no  
13 answer at this point?

14 A. May I answer the question?

15 MR EUBANKS: Yes.

16 A. I know that a sum of \$5,000 was transferred  
17 to the family, the son of the family, the man that killed my  
18 husband in the explosion in the Port.

19 MR REARDON: How do you know that?

20 A. My lawyer told me.

21 MR REARDON: What is the name?

22 MR EUBANKS: Hold on a second. I want to put on  
23 the record that any disclosure of attorney/client privilege  
24 does not constitute a waiver of attorney/client privilege  
25 for the future.

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2 MR REARDON: What is the name of the son?

3 A. I can't recall.

4 Q. Do you know the name of the family members?

5 A. No, and I don't care.

6 Q. Do you know what motivated these people to  
7 carry out this incident in March 2004 in the Ashdod Port?

8 A. There's no human reason that can motivate  
9 someone to do something like that.

10 Q. Do you believe someone would kill themselves  
11 for \$5,000?

12 A. Yes, human animals.

13 Q. Human animals?

14 A. Only they are capable of doing such things.

15 Q. When you say they, who are they?

16 A. Terror organisations, Hamas, Jihad, Fatah.

17 Q. They are the human animals?

18 A. Certainly.

19 Q. And you believe they would kill themselves  
20 for \$5,000?

21 A. For even less than that.

22 Q. Are things that bad in Palestine that people  
23 would kill themselves for \$5,000?

24 MR EUBANKS: Object to form but you can answer.

25 A. Apparently yes, but that doesn't justify the

1 Esther Avraham

2 action.

3 MR REARDON: Are there any Israelis that would  
4 kill themselves for \$5,000?

5 A. I don't think so.

6 Q. Do you know if anybody in the family of the  
7 individuals who carried out this incident was aware it would  
8 happen beforehand?

9 A. Certainly.

10 Q. How do you know that?

11 A. I have seen it in the media, the support and  
12 the appreciation that they receive. They are turned into  
13 martyrs. It is a well known fact.

14 Q. I guess my question was do you have any  
15 knowledge or information that the people who were related to  
16 these people who carried out this act had actual knowledge  
17 that someone they were related to was going to carry out  
18 this incident in March 2004?

19 A. No, I don't know in this specific case.

20 Q. Do you know what the Saudi Committee is?

21 A. No.

22 Q. Is it your understanding that payments  
23 allegedly made through Arab Bank only went to what they call  
24 suicide bombers?

25 (Off-the-record)

1 Esther Avraham

2 A. Not only but also.

3 Q. What else do you understand payments were  
4 made for allegedly?

5 A. Do you mean beside terror?

6 Q. My question is do you have any -- let me  
7 rephrase the question. Do you have any understanding of  
8 whether payments were made to people who need charity?

9 A. I have heard that that is the case. I don't  
10 know if that is true but I have heard it.

11 Q. Where have you heard that?

12 A. From my firm of attorneys -- in my firm of  
13 attorneys.

14 Q. Do you have any objection to charity to  
15 Palestinians in need?

16 A. Certainly not. Not at all.

17 Q. And if the family members of the people who  
18 carried out this incident in March 2002 were unaware of that  
19 in advance would you object to providing them charity?

20 MR EUBANKS: Object to form but she can answer.

21 A. Can I not answer that question?

22 MR REARDON: No, you need to answer the question.

23 A. If they didn't know then I have no problem  
24 with that.

25 MR REARDON: Your complaint mentions the words

1 Esther Avraham

2 targeted killings or targeted assassinations, do you know  
3 what that means?

4 A. Yes.

5 MR REARDON: What does that mean to you?

6 A. Not to carry out the specific action about  
7 which knowledge is known in advance.

8 MS BUTLER: I am not sure about the translation.

9 MR REARDON: I am asking follow-up questions.  
10 Based on the answer, even if it was translated I am not sure  
11 it was translated from English to Hebrew in the right way so  
12 let me see -- not that you didn't translate it correctly.

13 THE INTERPRETER: No, I think she may not know  
14 what the term is.

15 MR REARDON: That may be the case as well. Let  
16 me, I will withdraw that question. Your complaint mentions  
17 the terms targeted assassination and targeted killing, are  
18 you familiar with the policy of the government of Israel of  
19 assassinating Palestinians who they believe are terrorists?

20 THE INTERPRETER: Off the record I will explain  
21 the term because she may be familiar with it.

22 (Off-the-record)

23 MR EUBANKS: Object to form.

24 A. Yes.

25 MR REARDON: Okay. Do you agree with that policy?

1 Esther Avraham

2 A. No.

3 MR REARDON: Why don't you agree with that policy?

4 A. I don't think that is the right way.

5 MR REARDON: What do you think would be the right  
6 way?

7 A. I think we should speak with the relevant  
8 parties and see how we can stop the cycle of bloodshed on  
9 both sides.

10 MR REARDON: Do you believe the Israeli policy of  
11 targeted assassinations increases friction between Israel  
12 and Palestinians rather than reduce it?

13 MR EUBANKS: Object to form. She can answer. Can  
14 we go off-the-record for a second?

15 MR REARDON: Sure.

16 (off-the-record)

17 MR REARDON: There was a question pending which  
18 was: Do you believe the Israeli policy of targeted  
19 assassinations increases conflict between Israel and  
20 Palestinians?

21 MR EUBANKS: Object to form but she can answer.

22 A. I don't think this policy is the right way  
23 but, however, I must add in light of the situation with the  
24 Palestinians that as of now we don't appear to have any  
25 other option unless we find partners for dialogue on the

1 Esther Avraham

2 other side and another way of doing things, because this is  
3 a fight for our lives.

4 Q. Do you know how many Palestinians have been  
5 killed in what's called the Second Intifada?

6 A. No.

7 MR EUBANKS: Object to form.

8 A. No.

9 MR REARDON: Have you ever heard it is around  
10 4,000 people.

11 A. No, now I am hearing it.

12 Q. Do you know how many Israelis have been  
13 killed in the Second Intifada?

14 MR EUBANKS: Object to form but she can answer.

15 A. I cannot mention a specific number.

16 MR REARDON: Are you familiar with the Israeli  
17 policy of demolishing the homes of Palestinians who are  
18 allegedly related to terrorists?

19 A. Yes, I think it is justified.

20 Q. Why do you think that is justified?

21 A. Yes, because I think that if people murder  
22 innocent people deliberately this is the proper thing to do,  
23 and even more than that.

24 Q. What would you do even more than that?

25 A. I would make sure that they would be

1 Esther Avraham

2 imprisoned for a long period of time.

3 Q. So you believe that the people who are  
4 related to someone who carried out an unlawful act should be  
5 imprisoned just based upon their family relation to the  
6 person who carried out that act?

7 A. In this case yes, if only to set an example.

8 Q. How many Palestinian homes do you think  
9 Israel would need to destroy to set an example to these  
10 Palestinians?

11 MR EUBANKS: Object to form.

12 A. There is no rational way I can answer that  
13 question and give you a number -- it is not rational to ask  
14 that question.

15 MR REARDON: Do you think \$5,000 would be enough  
16 to replace a Palestinian home?

17 A. I don't know.

18 Q. How much does a home cost in Israel?

19 A. On average about \$150,000.

20 Q. Are you familiar recently that the State of  
21 Israel has considered cutting off electricity and water to  
22 Gaza?

23 A. Yes, and I also note it is as a direct result  
24 of the Palestinians continuing their attack on Sderot and  
25 other places and as a result water and electricity would be



1 Esther Avraham

2 cut off.

3 Q. Do you know how many people live in Gaza?

4 A. No.

5 Q. Do you believe everyone in Gaza is a  
6 terrorist?

7 A. No.

8 MR EUBANKS: Object to form.

9 MR REARDON: Do you think everyone in Gaza is a  
10 member of Hamas?

11 MR EUBANKS: Object to form. She can answer.

12 A. No.

13 MR REARDON: Not being from Israel is this policy  
14 of cutting off water and electricity to the residents of  
15 Gaza something that the people of Israel support?

16 MR EUBANKS: Object to form but she can answer.

17 A. No, only in extreme cases when there is  
18 incessant attacks coming from the Palestinian side.

19 MR REARDON: So the people of Israel do not  
20 support cutting off the water and electricity to Gaza?

21 A. I can't speak on behalf of other people.  
22 I~can speak for myself that I do support it.

23 Q. And you would support it even though people  
24 who live in Gaza aren't all terrorists and aren't all  
25 members of Hamas?

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2 A. Because the Hamas are assimilated among the  
3 general public in Gaza and because the Hamas and various  
4 other terrorist organisations, whose names I cannot  
5 pronounce, and that they belong to terrorist organisations,  
6 unfortunately innocents who are the minority will have to  
7 suffer.

8 Q. Do you believe the minority of people who  
9 live in Gaza are innocent based upon your prior statement?

10 A. A very small minority.

11 Q. Is it possible to send any aid to  
12 Palestinians who live in Gaza without supporting terrorism  
13 in your mind?

14 A. I don't know how to answer this question.

15 Q. Okay. Are you aware that the state of Israel  
16 has declared Gaza to be a hostile entity?

17 A. Yes.

18 Q. How are you aware of that?

19 A. Through the media.

20 Q. Have you read that Israeli banks are now  
21 leaving Gaza because the state of Israel has declared Gaza a  
22 hostile entity?

23 A. No.

24 Q. Were you aware that there were Israeli banks  
25 doing business in Gaza prior to that designation of Gaza as

1 Esther Avraham

2 a hostile entity?

3 A. Yes.

4 Q. Have you been aware that there were Israeli  
5 banks doing business in Gaza as far back as your meeting  
6 with Hila?

7 A. No, even before that.

8 Q. Though you were aware that Israeli banks were  
9 doing business in Gaza, even before that meeting you  
10 yourself didn't ask Hila whether you would be suing Israeli  
11 banks in this case, did you?

12 A. Because I know for sure that no Israeli bank  
13 would transfer money for terror purposes.

14 Q. Do you believe that any money that somehow  
15 one way or another reaches Hamas is for terror purposes?

16 THE INTERPRETER: Can you repeat?

17 MR REARDON: Do you believe that any money that  
18 somehow one way or another reaches Hamas is for terror  
19 purposes?

20 MR EUBANKS: Object to form. She can answer.

21 A. Most of the money is directed to terror  
22 activity.

23 MR REARDON: Have you received any police reports  
24 or investigative reports from any governmental agency or the  
25 military in Israel regarding the March 2004 incident at the

1 Esther Avraham

2 Ashdod Port in which your husband was killed?

3 A. No, I went to the Ashdod police station and  
4 I asked for the report myself.

5 MR REARDON: Do you have a copy of that report as  
6 a result of your asking for it?

7 A. I did not take it out of the station. It was  
8 for reading purposes only.

9 MR REARDON: Where did you go to deal with this  
10 report?

11 MS BUTLER: It wasn't translated well. She said  
12 I read it in the station and couldn't take it out of the  
13 station.

14 MR REARDON: Let's just ask, did you view this  
15 report at the Ashdod police station?

16 A. Yes.

17 MR REARDON: What do you recall the report said?

18 A. It mainly described the situation of the  
19 fatalities, the way things went, the scenario, how many  
20 explosions took place. Basically technical details.

21 MR REARDON: Did that report mention Arab Bank?

22 A. No.

23 MR REARDON: Do you have any knowledge or  
24 information about charitable fronts in Israel or the  
25 territories?

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2 MR EUBANKS: Object to form but she can answer.

3 A. Can you repeat the question?

4 MR REARDON: Sure. Do you have any knowledge or  
5 information about charitable fronts in Israel?

6 MR EUBANKS: Object to form but she can answer.

7 A. Yes.

8 MR REARDON: What is your knowledge about  
9 charitable fronts in Israel?

10 A. I know there are a number of charity  
11 organisations who help in various social spheres for various  
12 social purposes.

13 Q. What are these charities?

14 A. The names?

15 Q. Yes?

16 A. Wizo, Naamat, Mishpaha Ahat.

17 MR EUBANKS: Can we go offer the record for just a  
18 second?

19 (off-the-record

20 MR REARDON: Miss Avraham, do you understand what  
21 a front is?

22 A. If I understand it correctly then it is an  
23 organisation that directly helps in social matters.

24 MS BUTLER: And voluntarily she said.

25 A. Voluntarily.

1 Esther Avraham

2 MR REARDON: Are you aware of any charitable  
3 fronts in the territories?

4 MR EUBANKS: Object to form but she can answer.

5 A. I don't know of any particular fronts.  
6 I assume there are some.

7 MR REARDON: Miss Avraham, have you ever visited  
8 the territories aside from any -- have you visited any of  
9 the territories?

10 A. No.

11 Q. Do you have any relatives who live in any of  
12 the territories?

13 A. No.

14 Q. Why have you never visited any of the  
15 territories?

16 A. It is very dangerous there.

17 Q. Why is it very dangerous?

18 A. They don't really like us very much, we  
19 Israelis are considered persona non-grata there.

20 Q. Who is it that you said "they don't like us  
21 very much", who do you mean when you say "they"?

22 A. The residents of the territories.

23 Q. Why is it very dangerous?

24 A. Because in the territories those who had the  
25 territories are the terrorist organisations and they incite

1 Esther Avraham

2 the minority and also the weak populations, and there is  
3 also on-going incitements against us the Israelis.

4 Q. Who are the weak populations in the  
5 territories?

6 A. Those who live there despite their will,  
7 those who were forced to live there and they are subject to  
8 all those organisations, all the heads of those  
9 organisations. All those in the authorities there.

10 Q. When you said "they incite the minority", and  
11 I want to clarify that, who is inciting the minority?

12 A. The vast majority that lives there and  
13 supports terror and is engaged in terror daily on a regular  
14 basis.

15 Q. Who are the minority?

16 A. As I said those who have no economic or  
17 social possibility of mobility, of leaving the place, and  
18 they are forced to be there and remain subject to all those  
19 heads of organisations who enforce this way of life upon  
20 them.

21 Q. And these are Palestinian people?

22 A. Yes.

23 Q. I have deposed a number of people in this  
24 case and asked them about whether it is safe or dangerous to  
25 travel or live in the West Bank and they told me it was not

1 Esther Avraham

2 dangerous. I take it you would disagree with people who say  
3 it is not dangerous to live in the West Bank or the  
4 territories?

5 A. Of course.

6 Q. And, Miss Avraham, you are from Ashdod in  
7 Israel proper. Again, not being from here and being from  
8 the United States, do people in Israel proper think  
9 differently about life in the territories? Object to the  
10 form and also object based on relevancy, but she can answer.  
11 It is very dangerous to live here because of the  
12 territories. I don't need to live in the territories to  
13 know it is dangerous to live there. The territories are  
14 very close to Ashdod, Gaza, for example, and we are close,  
15 and we are getting it. It is not us that are getting the  
16 Kassam. It isn't Ashdod, but it is Ashkelon and Sderot, and  
17 they are only a very few kilometers away from here. It is  
18 dangerous here because Gaza is a hostile area.

19 Q. Do you believe that -- you served in the  
20 Israeli military and in your service in the Israeli military  
21 and in your education did you learn about the Six Day War  
22 and the history of the Six Day War?

23 MR EUBANKS: Object to form and object to  
24 relevancy. She can answer.

25 A. Yes, I did.



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2 MR REARDON: You are familiar with the concept  
3 that the Israeli military controls the West Bank?

4 A. I know this concept of occupation which  
5 I disagree with, by the way.

6 MR REARDON: That was my next question, as to  
7 whether you agree that Israel continues to occupy  
8 territories such as the West Bank since 1967?

9 A. Yes.

10 MR REARDON: And do you believe that the  
11 settlement of the territories is part of the conflict  
12 between Israel and the Palestinians?

13 MR EUBANKS: Object to form and object to  
14 relevancy. She can answer.

15 A. I would like to hear the question again.

16 MR REARDON: Sure. Let me ask, let me start a bit  
17 more generally. Is Israel's occupation of the territories  
18 in whole or in part a source of the conflict between Israel  
19 and the Palestinians?

20 MR EUBANKS: Object to form. She can answer.

21 A. It is a part of it but it started, in my  
22 view, a lot earlier. I don't think it is the main part  
23 because its affect, if you listen to the media, two years  
24 ago there was disengagement and the terror hasn't stopped,  
25 it only exacerbated.

1 Esther Avraham

2 MR REARDON: When you say it started earlier, what  
3 started earlier?

4 A. The conflict.

5 MR REARDON: When do you believe it started in  
6 your mind?

7 MR EUBANKS: Object to form. She can answer.

8 A. I can't say accurately. I don't have an  
9 answer right now.

10 Q. Okay. Do you believe this is something that  
11 started two years ago or is it something that started 2,000  
12 years ago?

13 A. A lot more than 2,000 years. It is an  
14 antique conflict between us. It is not a new conflict  
15 between us. It is an ancient conflict.

16 Q. When you use the word "occupation" what did  
17 you understand the word occupation to mean?

18 A. It is the Palestinian parties interpretation  
19 of a right to settle where we were supposed to settle.

20 Q. I think I know what you mean but I want to  
21 see if I can clarify the answer. I don't want to put words  
22 in your mouth so let me break up the questions. You said  
23 there is a place where we are supposed to settle. What did  
24 you mean when you said there is a place where we are  
25 supposed to settle?

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2 A. I meant those territories that we retrieved  
3 in that war in which we received what we deserved, what was  
4 rightfully ours.

5 Q. Originally I thought you were going to say  
6 that the Jewish people should settle in the land of Israel  
7 but I take it that you are making a distinction then that  
8 Israel has a right to be there as a result of the Six Day  
9 War, am I correct?

10 A. Shall I repeat it, shall I repeat it once  
11 again?

12 BY MR REARDON

13 Q. Let's repeat the question and see where we  
14 go.

15 THE INTERPRETER: Shall I repeat the question?

16 MR REARDON: Yes.

17 A. I don't think there is any contradiction  
18 here.

19 Q. No, I wasn't suggesting, I am just trying to  
20 distinguish when you said earlier that there's a place that  
21 you are supposed to be, what that basis was, whether you  
22 were basing that upon a religious belief of the right to  
23 settle the land of Israel or some other right that may  
24 somehow flow from the result of the Six Day War?

25 A. Both.

1 Esther Avraham

2 Q. Okay. Why is it that you disagree with this  
3 occupation?

4 A. I beg your pardon?

5 Q. Earlier you said you disagree with the  
6 occupation, why is it that you disagree with the occupation?

7 A. I'm saying there are parts in Israel, there  
8 are certain settlements, areas that we have to settle for  
9 religious, social reasons and also the rights that we  
10 deserve. There are places, however, that may be for a  
11 particular compromise, a certain concession that we would  
12 make to the Palestinians. Maybe we should leave, disengage  
13 from and we have, but it did not contribute to the process  
14 that we aspire to reach with the Palestinians.

15 Q. Are there any other reasons that you disagree  
16 with the occupation?

17 A. No.

18 Q. Are there people in Israel who have attempted  
19 to impede the Oslo process or is it only Palestinians who  
20 have attempted to impede the Oslo process?

21 MR EUBANKS: Object to form and relevancy. She  
22 can answer.

23 A. I believe that also in Israel there were  
24 people or sides who tried not to reach the agreement, the  
25 fanatics amongst them, I believe radical people.

1 Esther Avraham

2 Q. Do you identify certain groups as being  
3 fanatics in Israel?

4 A. The extreme right.

5 Q. Who is the extreme right?

6 A. Fanatics groups, I can't remember their name,  
7 a few of them. A very small minority within this group.

8 Q. Is the Likud party among the extreme right  
9 that you describe?

10 MR EUBANKS: Objection to form.

11 A. No, they are not extreme right. They are a  
12 right wing party.

13 MR REARDON: How about the people who live in  
14 Kiryat Arba, are they extreme right?

15 MR EUBANKS: Objection to form.

16 A. Yes.

17 MR REARDON: Are there any places besides Kiryat  
18 Arba that you can describe as being part of the extreme  
19 right?

20 MR EUBANKS: Objection to form. She can answer.

21 A. The Gush Katif area.

22 MR REARDON: Anywhere else apart from Kiryat Arba  
23 and Gush Katif that is part of the extreme right?

24 MR EUBANKS: Objection to form, also object to  
25 relevancy.

1 Esther Avraham

2 MR REARDON: Do the actions of the extreme right  
3 in Israel contribute to the conflict between Israel and  
4 Palestinians?

5 A. I don't think in any significant way.

6 MR REARDON: Do you in your own mind have any  
7 views as to what contributes to the conflict between Israel  
8 and the Palestinians?

9 MR EUBANKS: Objection to form and relevancy. She  
10 can answer.

11 A. I think that it is factors like those that  
12 I~mentioned, radical factors that impedes the process. The  
13 achieving of a joint goal, the basic understanding between  
14 the two nations.

15 MR EUBANKS: Can we go off the record for a  
16 moment, I need to have a conversation with you outside?

17 (off-the-record)

18 MR REARDON: Miss Avraham, have you provided any  
19 documents to your lawyers in this case?

20 A. Yes.

21 Q. What documents do you remember that you  
22 provided?

23 A. Documents attesting to the fact that I am in  
24 the care of a social worker since the incident. Letters  
25 regarding expenses related to a memorial book I published in

1 Esther Avraham

2 memory of my husband. The memorial book itself, a disk of  
3 the memorial book. Pension payment slips from the Betuah  
4 Leumi and from my husband's pension fund.

5 MR REARDON: John, is it okay to use these  
6 documents?

7 MR EUBANKS: Yes, that's fine.

8 MR REARDON: Miss Avraham, I am going to mark as a  
9 group this Exhibit~1.

10 (Exhibit Avraham 1 marked for identification)

11 Miss Avraham, when did you provide these documents  
12 that you mentioned, the book on a disk, the pension  
13 payment slips, your husband's pension fund?

14 A. I completed handing over the documents on  
15 Sunday but there are still a few documents.

16 Q. The Sunday, today is Wednesday the 24th, so  
17 Sunday the 21st?

18 A. Yes.

19 Q. There were approximately eight pages that  
20 were provided, I believe, in advance of Sunday. Could you  
21 tell me what was provided before that date, what is it in  
22 Exhibit~1 which was provided earlier than the 21st?

23 THE INTERPRETER: You want to know what the  
24 documents are?

25 MS BUTLER: You didn't say eight of them were

1 Esther Avraham

2 provided before Sunday. You are just asking which of those  
3 were provided before Sunday.

4 MR EUBANKS: It doesn't matter.

5 THE INTERPRETER: Is that what you asked?

6 MR REARDON: I assume these were all provided  
7 before Sunday?

8 MR EUBANKS: That is correct.

9 MR REARDON: I don't know exactly what day but  
10 some time before Sunday.

11 MR EUBANKS: I think I can represent that they  
12 were provided on the 12th.

13 A. These were all provided before Sunday.

14 MR REARDON: But what are these documents, they  
15 are all in Hebrew?

16 A. A birth certificate. An order of probate. A  
17 photocopy of my own ID card. An authorisation from the  
18 Ashdod Port attesting to my husband Avi's period of  
19 employment. His last payment slips. My husband's death  
20 certificate. That's it I think.

21 Q. So in that group you have the documents you  
22 just listed. What is it that was provided recently that is  
23 not in that group of documents?

24 A. A memorial book on a disk that I published in  
25 memory of my husband. A booklet published by the Ashdod



1 Esther Avraham

2 Port in which the life stories of the victims of the terror  
3 attack can be found.

4 Q. Anything else?

5 A. National Insurance slips and pension slips.

6 Q. Is that it?

7 A. There are some additional documents that  
8 I~would like to give to my attorneys in the future.

9 Q. What are those documents?

10 A. A professional opinion by my psychologist  
11 under whose care I am currently. Alternative treatments  
12 that I was forced to undergo as a result of the incident.

13 Q. What else?

14 A. Invoices and receipts for the medications  
15 that I took in the first month --

16 THE INTERPRETER: Sorry, I am correcting myself  
17 said the witness. Not in the first month but for an  
18 extended period after the incident.

19 MR REARDON: At the break your lawyer asked that  
20 I~move along to damages which was my plan at that point  
21 anyway. Unfortunately we don't have any of these documents  
22 but now that I know what they are I will ask the questions  
23 to the best I can without having the documents in front of  
24 me in advance of this deposition. We will reserve the right  
25 to hold the deposition open.

1 Esther Avraham

2 You indicated that you had seen a psychologist  
3 since your husband's death. When did you first start seeing  
4 a psychologist?

5 A. I started the first treatment four months  
6 after my husband's death with a certain woman psychologist.  
7 Then I left that psychologist for a few months and went to  
8 another woman psychologist under whose treatment I have been  
9 since the incident. That is eight months after my husband's  
10 death until today.

11 Q. And you continue to see a psychologist today,  
12 right?

13 A. Yes.

14 Q. Had you ever seen a psychologist before your  
15 husband's death?

16 A. No.

17 Q. And once you began your first treatment how  
18 frequently did you go to the psychologist?

19 A. Once a week.

20 Q. And how long did that frequency continue?

21 A. Are you talking about with the first  
22 psychologist?

23 Q. Yes, once a week -- how long did you continue  
24 for once a week with the first psychologist?

25 A. For one month.

1 Esther Avraham

2 Q. What was that psychologist's name?

3 A. I can't recall.

4 Q. And how long did you see that psychologist  
5 for?

6 A. About four months.

7 Q. And for the first month your frequency was  
8 once a week, what was your frequency after that with the  
9 first psychologist?

10 A. Once in two or three weeks.

11 Q. Do you recall how much you paid per session  
12 for these visits to the first psychologist?

13 A. I can't recall but I have receipts. I have  
14 no idea but I have it all written down. I have all the  
15 receipts.

16 Q. With regard to payments you have made -- let  
17 me strike that. Have you made payments directly to the  
18 psychologist or has some agency for the government of Israel  
19 made these payments for you?

20 A. I paid for the first psychologist out of my  
21 own pocket and the second psychologist is paid for by Betuah  
22 Leumi. They are the ones that pay for my treatment.

23 Q. Have you ever had the payments for your  
24 treatment, for the first psychologist reimbursed by anyone?

25 A. No.

1 Esther Avraham

2 Q. Do you have an approximation of how much  
3 money you spent on the first psychologist?

4 A. About 800 Sheckels.

5 Q. Did you make these payments in cash or by  
6 check or by credit card?

7 A. In cash and in checks.

8 Q. And you indicated earlier that you have  
9 documents, receipts for these payments, or could otherwise  
10 get them?

11 A. Yes.

12 Q. And then after your treatment with the first  
13 psychologist did you immediately begin treatment with the  
14 second psychologist or did you take a break for a while?

15 A. Because of my difficult state during that  
16 period I took a break of four months. After four months  
17 I returned to treatment with the psychologist.

18 Q. Do you recall the name of the doctor that you  
19 saw next?

20 A. Dr Shula Bren.

21 Q. Where is his or her office?

22 A. In Ashdod.

23 Q. How frequently did you see that doctor when  
24 you first began treatment?

25 A. Once a week.

1 Esther Avraham

2 Q. And how long did you continue treatments for  
3 once a week?

4 A. To this day.

5 Q. When do you recall when you started with the  
6 second doctor?

7 A. Eight months after my husband was murdered.

8 Q. Do you take any medications that are  
9 prescribed by your current psychologist?

10 A. No.

11 Q. Did you take any medications with your first  
12 psychologist?

13 A. I wasn't prescribed any medications by a  
14 psychologist or a psychiatrist. The medication that  
15 I mentioned earlier were sleeping pills that I received  
16 during the first year.

17 Q. Where did you receive these sleeping pills  
18 from?

19 A. From my general practitioner, family  
20 practitioner.

21 Q. How many times did you see your general  
22 practitioner in your mind in connection with the events  
23 following your husband's death?

24 A. If would say quite a lot because of my  
25 emotional situation, my physical situation deteriorated.

1 Esther Avraham

2 I~had a lot of physical problems. I had problems with my  
3 stomach and my muscles. I had chronic pain and I visited  
4 him frequently.

5 Q. Other than what you just described have you  
6 had any physical effects that you attribute to your  
7 husband's death?

8 A. As a result of the murder of my husband  
9 I have problems of attention deficit and memory and this is  
10 the case until this day and it constantly affects my life  
11 today negatively.

12 Q. Has any doctor made a diagnosis of this  
13 attention deficit in memory?

14 A. My general practitioner thinks that there is  
15 a direct relation to the tragedy, and my psychologist also  
16 has diagnosed my attention deficit and problems of general  
17 focusing as being the result of the tragedy.

18 Q. And you indicated that your psychologist is  
19 preparing or has prepared a letter to this effect that is  
20 going to be produced in the future?

21 A. Yes.

22 Q. And have you already produced that to your  
23 lawyers or are you waiting for that document from your  
24 psychologist?

25 A. I am still waiting for the letter.

1 Esther Avraham

2 Q. Are there any other psychological damages  
3 that you have not described here today that you claim in  
4 this lawsuit?

5 THE INTERPRETER: Damages or damage?

6 MR REARDON: Damage, it is the same.

7 THE INTERPRETER: Damages, compensation? Damage  
8 harm?

9 MR REARDON: Well, my meaning is are you making a  
10 claim -- strike that. Is there any other psychological  
11 damage -- and it sounds like I should say harm for the  
12 purpose of terms -- that you are claiming in this lawsuit  
13 that you have not already described?

14 A. Of course. As a result of the tragedy I have  
15 difficulty getting on with my life, with rebuilding my life.  
16 It is difficult for me to continue to persist in  
17 relationships, to persist in things. It caused me enormous  
18 damage to this day, harm.

19 Q. Anything else?

20 A. No.

21 Q. Are there any physical affects that you claim  
22 beyond what we have already discussed in this deposition?

23 A. No.

24 Q. Has the Betuah Leumi reimbursed you for all  
25 your expenses associated with the second psychologist that

1 Esther Avraham

2 you are seeing?

3 A. Yes.

4 Q. How about your general practitioner, has the  
5 Betuah Leumi reimbursed you for that?

6 A. My visits to the general practitioner are not  
7 covered by Betuah Leumi, that is covered by my National  
8 Insurance plan like everyone else.

9 Q. Therefore, those expenses have been  
10 reimbursed by the National Insurance plan?

11 A. That is not entirely the case. The  
12 prescriptions that I had to fill following my visits to the  
13 general practitioner, for those I have not been reimbursed.

14 Q. Is there any form of a co-payment with this  
15 National Insurance plan?

16 A. I believe that it is largely subsidized.

17 Q. Have you received, have you been assigned a  
18 disability rating from the Betuah Leumi as a result of your  
19 husband's death?

20 A. No.

21 Q. Do you or your husband's parents receive a  
22 monthly stipend from the Betuah Leumi as a result of your  
23 husband's death?

24 MR EUBANKS: Objection, based on the court's prior  
25 collateral source ruling. She can answer.



1 Esther Avraham

2 A. Yes.

3 MR REARDON: How much is that?

4 MR EUBANKS: Objection based on the court's prior  
5 collateral source rulings. If she knows an exact amount she  
6 can answer but not an approximate amount.

7 A. I don't know the exact amount.

8 MR REARDON: Okay. Well, I think that is a very,  
9 very narrow interpretation of what is said on that  
10 transcript. I am going to ask you if you know an  
11 approximate amount of how much you receive on a monthly  
12 basis from the Betuah Leumi based upon your independent  
13 knowledge as you sit here today, if you can remember at all?

14 THE INTERPRETER: What was the last part?

15 MR REARDON: If you can remember.

16 MR EUBANKS: I restate the objection but she can  
17 answer.

18 A. It varies very much. It ranges around 6,000  
19 Sheckels a month.

20 MR REARDON: Do you know why it would vary?

21 A. There is certain amounts that are subtracted  
22 according to their own criteria.

23 MR REARDON: Aside from the Betuah Leumi do you  
24 receive any pension in connection with your husband's job at  
25 the Ashdod Port?

1 Esther Avraham

2 MR EUBANKS: Objection based on the courts's prior  
3 collateral source rulings but she can answer.

4 A. Yes.

5 MR REARDON: How much approximately?

6 MR EUBANKS: Objection, based on the court's prior  
7 collateral source rulings but she can answer.

8 A. It also varies. It is around 6,000 Sheckels  
9 a month.

10 MR REARDON: Do you receive money from any other  
11 source besides the Betuah Leumi or your husband's pension  
12 fund on a monthly basis?

13 MR EUBANKS: Objection, based on the court's prior  
14 collateral source rulings but she can answer.

15 A. Yes, my own income. My own salary, monthly  
16 salary.

17 MR REARDON: We discussed that earlier, it is  
18 approximately \$4,000 a month, your own income, is that  
19 correct?

20 MR EUBANKS: Not dollars.

21 MR REARDON: Your counsel corrected me, I said  
22 dollars. It is 4,000 Sheckels?

23 A. Yes.

24 MR REARDON: Let me ask this for the record to  
25 make sure it is clear. You your own income is 4,000

1 Esther Avraham

2 Sheckels a month, correct?

3 A. That is true.

4 MR REARDON: Did you receive any other form of  
5 stipend aside from what you received from Betuah Leumi or  
6 your husband's pension?

7 MR EUBANKS: Objection based on the court's prior  
8 collateral source rulings but she can answer.

9 MR REARDON: Including life insurance?

10 A. No, I have no further stipends.

11 MR REARDON: Miss Avraham, thank you for your  
12 time. I have no further questions at this time, subject to  
13 reopening based upon the documents that will be provided  
14 after this deposition and at this time your counsel may have  
15 some follow-up questions for you.

16 MR EUBANKS: I do have some follow-up questions.  
17 Cross-examination by Mr Eubanks.

18 Q. Miss Avraham, you testified that you met your  
19 husband approximately two years before he was killed; is  
20 that correct?

21 A. Yes.

22 Q. Where did you meet him?

23 A. We met through friends.

24 Q. Did you start dating immediately when you  
25 met?

1 Esther Avraham

2 A. Yes.

3 Q. You testified that you were -- strike that.  
4 Can you restate for the record the date of your marriage?

5 A. November 4th 2003.

6 Q. So at the time that he was killed you had  
7 been married approximately four months, is that correct?

8 A. Sadly, yes.

9 Q. During the time preceding your -- strike  
10 that. During the time preceding your husband's death had  
11 you discussed building your family?

12 A. Yes, and far more than that, more than we  
13 spoke. I was pregnant. I was pregnant with twins.  
14 Unfortunately it didn't succeed, three months before my  
15 husband died I lost the pregnancy.

16 Q. Between the time that you lost your pregnancy  
17 and the time that your husband was killed were you  
18 contemplating having children?

19 A. Yes, according to the doctors's orders and,  
20 absurdly enough, we were planning to start on the day that  
21 he was murdered.

22 Q. Can you explain what you mean by according to  
23 the doctor's orders?

24 A. I went through a very difficult miscarriage  
25 and I was forbidden to become pregnant again for three

1 Esther Avraham

2 months. I was under very strict bedrest under doctor's care  
3 and the approximate date when we were permitted to try  
4 again, one of the dates was the date that my husband was  
5 killed.

6 Q. You testified that your education only went  
7 through high school; is that correct?

8 A. Yes.

9 Q. Prior to your husband's death had you made  
10 plans to continue your education?

11 MR REARDON: Objection.

12 A. I wanted to continue my studies but it was  
13 more important to us to build a family and after my  
14 husband's death I wanted to go back. In fact, I actually  
15 tried but I failed because of my emotional state. I found  
16 it too difficult to cope with higher education.

17 MR EUBANKS: After your husband's death were you  
18 able to work immediately?

19 A. Under no circumstances, there was one  
20 attempt. It failed very quickly after one month. I stayed  
21 at home for a long period of time and only after that did  
22 I~return to work.

23 Q. Can you tell me the date of your husband's  
24 death?

25 A. March 4th 2004.

1 Esther Avraham

2 Q. Where were you at the time of the explosion?

3 A. At home.

4 Q. How did you learn of the explosion?

5 A. I started to get phone calls that people were  
6 looking for Avi and he wouldn't answer his phone.

7 Q. At what time -- strike that. When did you  
8 learn that Avi had been injured in the attack?

9 A. I received an unofficial announcement at  
10 seven, two and a half hours after the explosion from a  
11 friend of ours, a friend of Avi's who had not been injured  
12 and from that I concluded that he had been killed.

13 Q. When did you learn officially that he had  
14 been killed?

15 A. I received official announcement at midnight  
16 when social workers accompanied by a doctor came to the  
17 house, but this was after my family, my brother-in-law and  
18 friends had gone to the Abu Kabir Forensic Institute to  
19 identify the body definitively, which was impossible to do.

20 MR REARDON: Objection to the portion of that that  
21 is not responsive.

22 MR EUBANKS: Did you accompany these individuals  
23 to identify your husband's body?

24 A. I couldn't, I was unable to.

25 Q. How did they know to go to the Abu Kabir

1 Esther Avraham  
2 Forensic Institute to identify him?

3 MR REARDON: Objection.

4 A. After we visited all the hospitals looking  
5 for Avi and we saw that he was not injured among any of them  
6 we were left with no alternative but to go to Abu Kabir.  
7 There we discovered that there was one remaining  
8 unidentified body and it turned out that it was Avi's.

9 THE INTERPRETER: She would like a break.

10 MR REARDON: Sure.

11 (Short adjournment)

12 MR EUBANKS: I only have a few more questions, so  
13 it is only a little bit more time.

14 The attack that resulted in your husband's death,  
15 that took place in Ashdod; is that correct?

16 A. That is correct.

17 MR EUBANKS: Did you believe that Ashdod was a  
18 dangerous place prior to that attack?

19 MR REARDON: Objection. You can answer.

20 A. The truth is I was afraid of other things.  
21 I didn't fear that anything like this would happen, I was  
22 afraid of other things happening in the Port.

23 MR EUBANKS: Has the attack changed your mind  
24 regarding how dangerous Ashdod is?

25 MR REARDON: Objection.

1 Esther Avraham

2 A. I think that Ashdod is dangerous enough to be  
3 attacked, and also any other place in Israel. It is simply  
4 proved that any place and any one can be harmed. It can  
5 happen everywhere and to everyone.

6 MR EUBANKS: Just so the record is clear, Ashdod  
7 is not in what has been referred to as the territories; is  
8 that correct?

9 A. No, definitely not.

10 MR EUBANKS: And you currently live in Rehovot; is  
11 that correct?

12 A. Correct.

13 MR EUBANKS: And Rehovot is not in what has been  
14 referred to as the territories; is that correct?

15 A. Correct.

16 MR EUBANKS: You testified that you have been  
17 seeing a psychologist and you see a psychologist to this  
18 day; is that correct?

19 A. That is correct, yes.

20 MR EUBANKS: Have you received a diagnosis?

21 MR REARDON: Objection.

22 A. I didn't receive it in writing, I am still  
23 waiting for the professional opinion so I can pass it on to  
24 my lawyers. In conversation they told me that I was  
25 suffering from PTSD. I suffered a severe loss and as a



1 Esther Avraham

2 result I suffered the damages of that loss.

3 MR EUBANKS: Other than what you have testified to  
4 here today can you tell me how your life has changed since  
5 the death of your husband?

6 MR REARDON: Objection.

7 A. So it is this way, my life has changed  
8 drastically. I went from total bliss, we were a young  
9 couple at the beginning of our way. We planned to build our  
10 family and then we had this miscarriage and since the death  
11 of my husband I am not the same person any more. The right  
12 to build a family was impeded. I cannot continue with my  
13 personal life, not in couplehood anyway. This ability of  
14 mine was severely hurt and harmed. I think that the  
15 greatest damage is that my life stopped at the age of 27.  
16 I~don't go out and I can't rehabilitate my life. At this  
17 time, a month from now I should have celebrated my fourth  
18 anniversary. I was supposed to be a mother, which  
19 I probably will never be. My personal life was brutally and  
20 blatantly taken away from me and this horror has been with  
21 me for the past four years.

22 MR EUBANKS: Please excuse me if this question has  
23 been asked and answered already. It was much earlier in the  
24 deposition. Have you dated other men since your husband was  
25 killed?

1 Esther Avraham

2 A. I tried but the attempt failed. I didn't  
3 actually manage to continue dating other partners.

4 MR EUBANKS: You have testified that you have also  
5 seen a social worker, is that correct?

6 MR REARDON: Objection.

7 A. That is correct.

8 MR EUBANKS: What has been the nature of your  
9 relationship with the social worker?

10 MR REARDON: Objection.

11 A. She was the one who helped me with all the  
12 procedures, vis-a-vis the various authorities and entities.  
13 She also supported me and provided me with the morale  
14 I needed to uplift and she also recommended me and referred  
15 me to the psychologist that I still see today. She helped  
16 me with all the bureaucracy and she gave me the first  
17 emotional and general support that I needed after the  
18 attack.

19 MR EUBANKS: I would like to ask you a few  
20 questions about the attack itself? Do you know if there was  
21 a particular organisation that claimed responsibility for  
22 this attack.

23 MR REARDON: Objection.

24 A. From what I heard it was the Hamas.

25 MR EUBANKS: From where did you hear this?

1 Esther Avraham

2 MR REARDON: Objection.

3 A. From the media and certain people in the  
4 police.

5 MR EUBANKS: Do you know where your husband was in  
6 proximity to the bomber at the time of the attack?

7 MR REARDON: Same objection.

8 A. Probably very, very close because after the  
9 attack you couldn't identify him. The only way to identify  
10 him was with his tooth X-ray and his whole body was  
11 completely disformed.

12 MR REARDON: Dental records?

13 THE INTERPRETER: Mutilated.

14 MS BUTLER: Dental records.

15 MR EUBANKS: I have no further questions.

16 Re-examined by Mr Reardon

17 MR REARDON: Miss Avraham, I have just a few  
18 questions? Have you received any medical diagnosis that you  
19 are unable to conceive a child today.

20 A. No.

21 Q. In terms of the schools that you testified  
22 you attempted to attend what schools were those?

23 A. There's this college in Ashdod that teaches  
24 graphics and I started studying graphics there and I left  
25 because I couldn't study and I couldn't focus because of the

1 Esther Avraham

2 situation at that time.

3 Q. What was the name of the college in Ashdod?

4 A. Michlala Leminhah, the Administration College  
5 or the College of Administration.

6 Q. Did you submit applications to attend this  
7 college?

8 A. I went there to find out and then I applied.  
9 You don't need to fill any forms.

10 Q. What dates did you attend this college?

11 A. I don't remember but it was a very short  
12 time. I think it was a month or even less than that.

13 Q. Did you pay for this college or were you on  
14 some form of scholarship?

15 A. No, I paid it out of my own pocket.

16 Q. Have you ever been to the United States?

17 A. No.

18 Q. If asked to testify in this trial in the  
19 United States would you come to the United States for that  
20 purpose?

21 A. Of course.

22 Q. Were you asked if you were going to be in the  
23 United States prior to this deposition in the event that  
24 your deposition might be taken in the United States by  
25 anyone?

1 Esther Avraham

2 A. My lawyer has told me that there is this  
3 possibility that I might be needed or asked to testify  
4 there.

5 Q. Did anybody ask whether you would submit to  
6 this deposition in the United States -- let me rephrase.  
7 Did anybody ask whether you would be travelling in the  
8 United States such that you might have your deposition taken  
9 in the United States? If you ask her if she understands the  
10 question.

11 THE INTERPRETER: Okay.

12 A. My attorney asked me this question.

13 MR REARDON: Subject to the documents being  
14 produced and the potential need to continue the deposition  
15 I~have no further questions at this time. Thank you,  
16 Miss Avraham.

17 MR EUBANKS: I want to state one last thing on the  
18 record. I would ask that any request for additional  
19 production be made in writing, as has been the practice in  
20 these depositions. Also to state an objection to producing  
21 any documents that might contain collateral source  
22 information, even those documents may have been discussed  
23 during the course of this deposition. That's it.

24  
25 -----

1 Esther Avraham

2 CERTIFICATE OF COURT REPORTER

3  
4 I, Kay Hendrick, a qualified court reporter  
5 contracted by TSG Reporting, hereby certify that the  
6 testimony of the witness, Esther Avraham in the foregoing  
7 transcript, taken on Wednesday, 24th October 2007, was  
8 recorded by me in machine shorthand and was thereafter  
9 transcribed by me, and that the foregoing transcript is  
10 a true and accurate verbatim record of the said testimony.  
11 I further certify that I am not a relative, employee or  
12 counsel of any of the parties to the within cause, nor am I  
13 an employee or relative of any counsel for the parties, nor  
14 am I in any way interested in the outcome of the within  
15 cause.

16  
17  
18 Signed .....

19  
20 Ms Kay Hendrick

21  
22 Dated: November 5th, 2007  
23  
24  
25

1 Esther Avraham

2  
3 CERTIFICATE OF DEPONENT  
4

5 I, Esther Avraham, hereby certify that I have read the  
6 foregoing pages of my deposition of testimony taken in these  
7 proceedings on Wednesday, 24th October 2007, and, with the  
8 exception of the changes listed below and/or corrections, if  
9 any, find them to be a true and accurate transcription  
10 thereof.  
11  
12

13 Signed .....  
14  
15

16 Mrs Esther Avraham  
17  
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Esther Avraham

E R R A T T A

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Description